

E-FILED ON MAY 24, 2007

Annette W. Jarvis, Utah Bar No. 1649  
 Steven C. Strong, Utah Bar No. 6340  
 RAY QUINNEY & NEBEKER P.C.  
 36 South State Street, Suite 1400  
 P.O. Box 45385  
 Salt Lake City, Utah 84145-0385  
 Telephone: (801) 532-1500  
 Facsimile: (801) 532-7543  
 Email: [ajarvis@rqn.com](mailto:ajarvis@rqn.com)

Lenard E. Schwartzter, Nevada Bar No. 0399  
 Jeanette E. McPherson, Nevada Bar No. 5423  
 SCHWARTZER & MCPHERSON LAW FIRM  
 2850 South Jones Boulevard, Suite 1  
 Las Vegas, Nevada 89146-5308  
 Telephone: (702) 228-7590  
 Facsimile: (702) 892-0122  
 E-Mail: [bkfilings@s-mlaw.com](mailto:bkfilings@s-mlaw.com)

Attorneys for Debtors

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

In re:  
 USA COMMERCIAL MORTGAGE COMPANY,  
 Debtor.

Case No. BK-S-06-10725 LBR  
 Case No. BK-S-06-10726 LBR  
 Case No. BK-S-06-10727 LBR  
 Case No. BK-S-06-10728 LBR  
 Case No. BK-S-06-10729 LBR

In re:  
 USA CAPITAL REALTY ADVISORS, LLC,  
 Debtor.

Chapter 11

In re:  
 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,  
 Debtor.

Jointly Administered Under  
 Case No. BK-S-06-10725 LBR

In re:  
 USA CAPITAL FIRST TRUST DEED FUND, LLC,  
 Debtor.

**STIPULATION CONCERNING PROOF  
 OF CLAIM 10729-00022 FILED BY  
 MICHAEL P. MOLLO**

In re:  
 USA SECURITIES, LLC,  
 Debtor.

**(AFFECTS USA SECURITIES LLC)**

Affects:

- ☐ All Debtors
- ☐ USA Commercial Mortgage Company
- ☒ USA Securities, LLC
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC

SCHWARTZER & MCPHERSON LAW FIRM  
 2850 South Jones Boulevard, Suite 1  
 Las Vegas, Nevada 89146-5308  
 Tel: (702) 228-7590 · Fax: (702) 892-0122

SCHWARTZER & MCPHERSON LAW FIRM  
2850 South Jones Boulevard, Suite 1  
Las Vegas, Nevada 89146-5308  
Tel: (702) 228-7590 · Fax: (702) 892-0122

1 USA Securities LLC (“USA Securities”), by and through its counsel, and Michael P.  
2 Mollo (“Mollo”) hereby stipulate as follows:

3 1. Mollo filed proof of claim 10729-00022 against USA Securities asserting priority  
4 status and seeking \$106.63 for “wages, salaries, and compensation” (the “Mollo Claim”).

5 2. USA Securities filed an objection to the Mollo Claim asserting that it had no  
6 liability on account of the claim and requesting that it be disallowed in its entirety (the  
7 “Objection”) (Docket No. 3021).

8 3. Mollo filed a response to the Objection on March 19, 2007 (Docket No. 3177).

9 4. A hearing was held on the Objection to the Mollo Claim on April 26, 2007, during  
10 which time the Court set a further status hearing on the Objection for June 15, 2007, at 9:30 a.m.

11 5. In order to avoid further costs associated with the Objection to the Mollo Claim,  
12 and without admitting any liability on account of the same, USA Securities and Mollo hereby  
13 agree and stipulate as follows:

14 a. That the Mollo Claim shall be allowed as a priority claim in the amount of \$50 with  
15 the remaining amount of the Mollo Claim to be disallowed in its entirety.

16 b. That this stipulation shall have no effect on any other claims that Mollo may have  
17 filed against the other Debtors.

18 6. The parties submit a stipulated order herewith for the Court’s convenience.

19 Dated: May 24, 2007.

20 RAY QUINNEY & NEBEKER P.C. and  
21 SCHWARTZER & MCPHERSON LAW FIRM

22 By: /s/ Steven C. Strong

23 STEVEN C. STRONG  
24 LENARD E. SCHWARTZER  
25 JEANETTE E. MCPHERSON  
26 *Attorneys for Debtors*

27 AND

28 By: \_\_\_\_\_

MICHAEL P. MOLLO

SCHWARTZER & MCPHERSON LAW FIRM  
2850 South Jones Boulevard, Suite 1  
Las Vegas, Nevada 89146-5308  
Tel: (702) 228-7590 · Fax: (702) 892-0122

1 USA Securities LLC ("USA Securities"), by and through its counsel, and Michael P.  
2 Mollo ("Mollo") hereby stipulate as follows:

3 1. Mollo filed proof of claim 10729-00022 against USA Securities asserting priority  
4 status and seeking \$106.63 for "wages, salaries, and compensation" (the "Mollo Claim").

5 2. USA Securities filed an objection to the Mollo Claim asserting that it had no  
6 liability on account of the claim and requesting that it be disallowed in its entirety (the  
7 "Objection") (Docket No. 3021).

8 3. Mollo filed a response to the Objection on March 19, 2007 (Docket No. 3177).

9 4. A hearing was held on the Objection to the Mollo Claim on April 26, 2007, during  
10 which time the Court set a further status hearing on the Objection for June 15, 2007, at 9:30 a.m.

11 5. In order to avoid further costs associated with the Objection to the Mollo Claim,  
12 and without admitting any liability on account of the same, USA Securities and Mollo hereby  
13 agree and stipulate as follows:

14 a. That the Mollo Claim shall be allowed as a priority claim in the amount of \$50 with  
15 the remaining amount of the Mollo Claim to be disallowed in its entirety.

16 b. That this stipulation shall have no effect on any other claims that Mollo may have  
17 filed against the other Debtors.

18 6. The parties submit a stipulated order herewith for the Court's convenience.

19 Dated: May 23, 2007.

20 RAY QUINNEY & NEBEKER P.C. and  
21 SCHWARTZER & MCPHERSON LAW FIRM

22 By: \_\_\_\_\_

23 STEVEN C. STRONG  
24 LENARD E. SCHWARTZER  
25 JEANETTE E. MCPHERSON  
26 *Attorneys for Debtors*

27 AND

28 By: *M. P. Mollo*

MICHAEL P. MOLLO